



SMOKEFREE AIR ACT

Child Care Facilities/Homes

Overview

The Smokefree Air Act prohibits smoking in child care facilities and child care homes. The law does not make a distinction between licensed and non-licensed facilities/homes.

Child Care Facilities

- Smoking is prohibited anywhere within a childcare facility. Smoking is prohibited at all times whether children are present or not.
- Smoking is prohibited in any vehicle owned, leased, or provided by the owner or manager of a childcare facility.

Child Care Homes

- Smoking is prohibited in a private residence when it is used as a child care facility or child care home.
- Smoking is prohibited at all times whether children are present or not.

Signage Requirements

The Smokefree Air Act requires the posting of “no smoking” signs to inform persons they are entering a nonsmoking place. Signage requirements can be found on the “Sign Requirements” fact sheet.

Iowa Department of Human Services Rules

The Iowa Department of Human Services implemented the following rules which apply to child care facilities and child care homes [Iowa Administrative Code, Chapters 109.10(11) and 110.5(1)o]:

- Smoking and the use of tobacco products shall be prohibited at all times in the center and every vehicle used to transport the children. Smoking and the use of tobacco products shall be prohibited at all times in the home, and in any vehicle in which children receiving care in the home are transported. Smoking and the use of tobacco products shall be prohibited in the outdoor play area during hours of operation.
- Post nonsmoking signs at all entrances of the child care center and in every vehicle used to transport the children. Post nonsmoking signs at every entrance of the child care home and in every vehicle used to transport the children. All signs shall include the telephone number for reporting complaints, and the Internet address of the Department of Public Health. (www.iowasmokefreeair.gov).

NOTE: The information provided in this document is not intended to be legal advice. Please consult state statutes or contact an attorney for additional information about the Smokefree Air Act (Iowa Code 142D).